



COPY OF PAPERS
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PATENT

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
TUMEY, David

§ Attorney Docket No.: **VAC.702.US**

Assignee: **KCI Licensing, Inc.**

§ Examiner: **n/a**

Serial No: **10/090,358**

§ Group Art Unit: **n/a**

Filing Date: **March 4, 2002**

Title: **VACUUM ASSISTED WOUND TREATMENT APPARATUS AND
INFECTION IDENTIFICATION SYSTEM AND METHOD**

Box Missing Parts
Commissioner of Patents and Trademarks
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

Dear Sir:

In response to the Notice to File Missing Parts mailed March 25, 2002, having a statutory period for response set to expire on May 25, 2002, Applicant hereby submits a signed Declaration and Power of Attorney and surcharge for late filing of oath / Declaration in the amount of \$130. Please charge Deposit Account No. 50-0326 in the amount of \$130.00 as payment for the required fee.

Certificate of Mailing

I hereby certify that this is being deposited with the U.S. Postal Service with sufficient postage as first class mail, on the date indicated below and is addressed to: Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231.

By: 
Typed Name: Nadeem Bridi

Date of Deposit: 7 May 2002

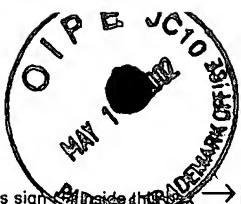
The Examiner is requested to call the undersigned at (210) 255-4543 for any reason that would advance the instant application to issue.

Respectfully submitted,



Nadeem G. Bridi
Attorney for Applicant
Registration No. 42,361

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Please type a plus sign (+) inside the box → +

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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/090,358
		Filing Date	March 4, 2002
		First Named Inventor	TUMEY, David
		Group Art Unit	
		Examiner Name	
Total Number of Pages in This Submission	10	Attorney Docket Number	VAC.702.US

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Cover letter and copy thereof; 2. Copy of fee transmittal form; 3. Return receipt postcard; 4. Copy of Notice to File Missing Parts; and 5. Declaration
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Documents(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Nadeem G. Bridi
Signature	
Date	7 May 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 7 May 2002

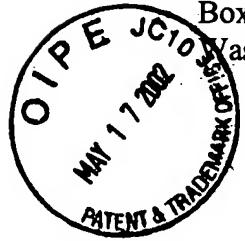
Typed or printed name	Nadeem G. Bridi
Signature	
Date	7 May 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

MPB
#3

7 May 2002

Assistant Commissioner for Patents
Box Missing Parts
Washington, D.C. 20231



Re: Utility Patent Application for
"VACUUM ASSISTED WOUND TREATMENT APPARATUS AND
INFECTION IDENTIFICATION SYSTEM AND METHOD"
Inventor: TUMEY, David
Filed: 4 March 2002
Serial No.: 10/090,358
Attorney Docket No.: VAC.702.US

Dear Sir or Madam:

Enclosed herewith, please find the following for filing in the above referenced matter:

1. Transmittal Form;
2. Fee Transmittal and duplicate thereof for fee processing;
3. Response to Notice to File Missing Parts;
4. Copy of Notice to File Missing Parts of Nonprovisional Application;
5. Signed Declaration;
6. Power of Attorney; and
7. Self-addressed itemized postcard to be returned upon receipt.

Please charge the \$130.00 fee required to Deposit Account no. 50-0326. A copy of this letter and fee transmittal is attached for accounting purposes.

Please contact the undersigned for any questions or concerns at (210) 255-4543. Thank you for your assistance.

Yours very truly,

Nadeem G. Bridi
Attorney for the Applicant
Reg. No. 42,361

Certificate of Mailing

I hereby certify that this is being deposited with the U.S. Postal Service with sufficient postage as first class mail, on the date indicated below and is addressed to: Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231.

By:
Typed Name: Nadeem Bridi

Date of Deposit: 7 May 2002

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/090,358	03/04/2002	David Tumey	VAC.702.US

Kinetic Concepts, Inc.
Attn: Nadeem Bridi
P.O. Box 659508
San Antonio, TX 78265-9508

CONFIRMATION NO. 3855
FORMALITIES LETTER

OC00000007706480

Date Mailed: 03/25/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

06/13/2002 MTEKLEM1 00000008 500326 10090358

01 FC:105 130.00 CH

*A copy of this notice **MUST** be returned with the reply.*M-HAILE

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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FEES TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

Complete if Known

Application Number	10/090,358
Filing Date	03/04/2002
First Named Inventor	TUMEY, David
Examiner Name	
Group Art Unit	
Attorney Docket No.	VAC.702.US

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
 Deposit Account Number 50-0326
 Deposit Account Name Kinetic Concepts, Inc.
 Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
 Applicant claims small entity status. See 37 CFR 1.27

2. Payment Enclosed:
 Check Credit card Money Order Other

FEES CALCULATION**1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code (\$)	Fee	Fee Code (\$)	Fee	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	- 3** =	X	

Large Entity Small Entity

Fee Code (\$)	Fee	Fee Code (\$)	Fee	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEES CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee	Fee Description	Fee Paid
105	130	205	65 Surcharge - late filing fee or oath	130.00
127	50	227	25 Surcharge - late provisional filing fee or cover sheet	
139	130	139	130 Non-English specification	
147	2,520	147	2,520 For filing a request for ex parte reexamination	
112	920*	112	920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840* Requesting publication of SIR after Examiner action	
115	110	215	55 Extension for reply within first month	
116	400	216	200 Extension for reply within second month	
117	920	217	460 Extension for reply within third month	
118	1,440	218	720 Extension for reply within fourth month	
128	1,960	228	980 Extension for reply within fifth month	
119	320	219	160 Notice of Appeal	
120	320	220	160 Filing a brief in support of an appeal	
121	280	221	140 Request for oral hearing	
138	1,510	138	1,510 Petition to institute a public use proceeding	
140	110	240	55 Petition to revive - unavoidable	
141	1,280	241	640 Petition to revive - unintentional	
142	1,280	242	640 Utility issue fee (or reissue)	
143	460	243	230 Design issue fee	
144	620	244	310 Plant issue fee	
122	130	122	130 Petitions to the Commissioner	
123	50	123	50 Processing fee under 37 CFR 1.17(q)	
126	180	126	180 Submission of Information Disclosure Stmt	
581	40	581	40 Recording each patent assignment per property (times number of properties)	
146	740	246	370 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370 For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370 Request for Continued Examination (RCE)	
169	900	169	900 Request for expedited examination of a design application	
Other fee (specify)				
*Reduced by Basic Filing Fee Paid				
SUBTOTAL (3) (\$)				130.00

SUBMITTED BY*Complete (if applicable)*

Name (Print/Type)	Nadeem G. Bridi	Registration No. (Attorney/Agent)	42,361	Telephone	210-255-4543
Signature		Date	05/07/2002		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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